

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF TEXAS

RONALD WAYNE BUNTON,
TDCJ 620942,

Plaintiff,

versus

SUSAN SIMMONS, ET AL.,

Defendants.

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CIVIL ACTION H-09-4035

Opinion on Dismissal

Ronald Wayne Bunton sues for civil rights violations. He is in the Harris County Jail. Bunton moves to proceed as a pauper. He has sued about twelve other times in district court. The district court dismissed four of these lawsuits as frivolous or for failure to state a claim recognized at law. *Bunton v. TDCJ*, 9:93cv190 (E.D. TX.); *Bunton v. Cox*, 6:95cv425 (E.D. TX.); *Bunton v. TDCJ*, 4:95cv844 (S.D. TX.), and *Bunton v. Diagnostic Unit*, 4:95cv1127 (S.D. TX.). When Bunton sued in these other cases, he was held in prison or jail. The district court dismissed these other cases before Bunton filed this case.

A prisoner may not bring a case in federal court as a pauper if, while incarcerated, he brought three actions which the court dismissed as frivolous or for failure to state a claim, unless he is under imminent danger of serious physical injury. 28 U.S.C. § 1915(g). Bunton's allegations here do not show that he is under imminent danger of serious physical injury.

This complaint is dismissed. 28 U.S.C. § 1915(g). The clerk will send a copy to the District Clerk, 211 West Ferguson, Tyler, Texas 75702, Attention: Manager of the Three-Strikes List.

Signed Jan. 22, 2010, at Houston, Texas.


Lynn N. Hughes
United States District Judge